

Deficiency Progress Report

To complete the evaluation process, Cal/EPA requires the CUPAs to submit Deficiency Progress Reports that explain the CUPA's progress towards correcting the identified deficiencies. Deficiency Progress Reports are due every 90 days after the evaluation date until all deficiencies have been corrected.

CUPA: Healdsburg/Sebastopol Unified Program Agency
Evaluation Date: January 16 and 17, 2008
Evaluators: JoAnn Jaschke, CalEPA
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Date Update 1 submitted: March 31, 2008
Deficiencies corrected with update: 2 and 3
Remaining deficiencies that are in progress of being corrected: 1 and 5

Deficiency 1: The CUPA is allowing businesses to submit Business Plans which are incomplete.

Preliminary Corrective Action(s): By April 16, 2008, the CUPA must submit an action plan outlining how the CUPA will maintain consistency among the business plans. The CUPA will also update Cal/EPA on the progress of the implementation of the action plan, until OES feels the deficiency has been corrected in the deficiency progress reports.

CUPA Corrective Action, (Update 1): Healdsburg/Sebastopol Unified Program Agency will have all business plans that are submitted be reviewed by the CUPA Program Manager for any deficiencies. This shall help maintain consistency of the business plans. If there are deficiencies it will be noted as a violation in CUPA DMS, or the violation will not be signed off as corrected and correspondence will be submitted to the business to correct the deficiencies. Once the business plan is completed to the satisfaction of the CUPA, the violation will be marked as corrected in CUPA DMS.

OES Response: OES accepts the plan and progress being made to correct this deficiency. OES will continue to monitor the progress being made to correct the deficiency via deficiency progress reports.

Deficiency 2: The CUPA has not performed an annual CalARP performance audit

Preliminary Corrective Action(s): By September 30 2008, the CUPA shall perform an annual CalARP performance audit.

CUPA Corrective Action, (Update 1): The City of Healdsburg POTW is the only CalARP site left within the CUPA jurisdictions. The POTW has just started treating the wastewater at their new POTW with UV disinfection. Once this process is tested as working, the Chlorine and Sulfur Dioxide inventory will be reduced below the threshold quantities. The POTW Engineers have said the POTW should be fully online by May 1, 2008 if they stay on plan. Once the threshold quantities are reduced, the CUPA will notify CalEPA of the changes.

OES Response: The transition to the UV water treatment system appears to be on track for sufficiently correcting this deficiency. Therefore, this deficiency is considered corrected. No further updates are required for this deficiency.

Deficiency 3: The CUPA is not citing violations in a manner consistent with the definitions of minor, Class II, or Class I as provided in law and regulation. The CUPA is not implementing a graduated series of enforcement actions. Chronic minor violations are not being elevated to Class II violations.

Preliminary Corrective Action(s): By February 17, 2008, the CUPA shall ensure that staff is trained and familiar with the statutory and regulatory definitions for the different hazardous waste violation classifications.

CUPA Corrective Action, (Update 1): Healdsburg/Sebastopol Unified Program Agency had a meeting with the CUPA Program Manager and the Fire Inspector on February 20, 2008. The Fire Inspector is available one day per week (Wednesday's) and February 6, 2008 was the CUPA Conference which three of us attended including the Chief. The next week February 13, 2008 the CUPA Program Manager was in training. On February 20, 2008 we reviewed the definitions of the Minor, Class I and Class II violations. We discussed how we could be consistent in escalating enforcement. We are also looking at using the AEO process as a tool to reduce recalcitrant violators. The CUPA recently received the new version of CUPA DMS 6.0 which will help us track violations more carefully. As of March 26, 2008, the Healdsburg/Sebastopol Unified Program Agency has been able to conduct inspections using a Tablet PC, and using CUPA DMS in the field with a portable printer. This will greatly increase the consistency of recording violations by allowing the CUPA to use the violations in the database instead of writing written inspections. Since we only have one Tablet PC we will still continue to use some written inspections.

DTSC Response: The corrective actions taken by the CUPA sufficiently correct this deficiency. No further updates are required for this deficiency.

Deficiency 5: The CUPA is allowing the Healdsburg Fire Department (HFD) to operate its UST's without passing the annual monitoring certification and secondary containment test.

Preliminary Corrective Action(s): By March 17, 2008, the CUPA will develop a plan to bring the HFD into compliance.

By September 17, 2008, the CUPA will ensure the HFD is in compliance and is operating with a valid permit.

CUPA Corrective Action, (Update 1): Healdsburg Certified Unified Program Agency developed and submitted a plan to Cal/EPA to bring Healdsburg Fire Department into compliance. After careful consideration, the decision was made to properly close the UST by removal. A scope of work plan for the tank closure project was completed and the Healdsburg Certified Unified Program Agency began implementing the plan. It is estimated that the closure of the underground tank will be completed by July 30, 2008.

SWRCB Response: The CUPA is making good progress towards correcting this deficiency. On the next deficiency progress report, please update us on the status of the closure.